



General Assembly

February Session, 2000

Amendment

LCO No. 3364

Offered by:

SEN. CAPPIELLO, 24th Dist.

SEN. MCKINNEY, 28th Dist.

To: Subst. House Bill No. 5102

File No. 475

Cal. No. 333

"An Act Proposing Comprehensive Campaign Finance Reform For State-Wide Constitutional Offices And General Assembly Offices."

1 After line 1780 insert the following and renumber the remaining
2 section accordingly:

3 "Sec. 39. (NEW) There is established, within the General Fund, a
4 separate, nonlapsing account to be known as the "Local Education
5 Fund". The fund may contain any moneys required by law to be
6 deposited in the fund. Investment earnings credited to the assets of the
7 fund shall become part of the assets of the fund. The State Treasurer
8 shall administer the fund. All moneys deposited in the fund shall be
9 allocated to municipalities for the purpose of funding education. The
10 funds shall be allocated on a pro-rata basis based on the amount of
11 contributions made to the fund from each municipality. The State
12 Treasurer may deduct and retain from the moneys in the fund an
13 amount equal to the costs incurred by the Treasurer in administering
14 the fund and making such allocations, provided said amount shall not
15 exceed two per cent of the moneys deposited in the fund in any fiscal

16 year. Any portion of said two per cent allocation that exceeds said
17 costs incurred by the Treasurer in any fiscal year shall continue to be
18 available for any said costs incurred by the Treasurer in subsequent
19 fiscal years.

20 Sec. 40. (NEW) (a) (1) Any taxpayer filing a return under chapter 229
21 of the general statutes for taxable years commencing on or after
22 January 1, 2000, may contribute all or part of a refund under said
23 chapter 229 to the Local Education Fund established in section 39 of
24 this act, by indicating on the tax return the amount to be contributed to
25 the fund.

26 (2) Any taxpayer filing a return under chapter 229 of the general
27 statutes may contribute an additional amount to the Local Education
28 Fund established in section 39 of this act, by indicating on the tax
29 return the amount to be contributed to the fund. Any contribution
30 made pursuant to this subdivision shall be in addition to the amount
31 of tax reported to be due on such return and shall be paid at the same
32 time as the tax due on such return is paid and in the manner
33 prescribed by the Commissioner of Revenue Services.

34 (b) A contribution or designation made pursuant to this section shall
35 be irrevocable upon the filing of the return. A taxpayer making a
36 contribution or designation pursuant to this subsection shall so
37 indicate on the tax return in a manner provided for by the
38 Commissioner of Revenue Services pursuant to subsection (c) of this
39 section.

40 (c) The Commissioner of Revenue Services shall revise the income
41 tax return form to implement the provisions of subsection (a) of this
42 section. Such form shall include (1) a space on the return in which
43 taxpayers may indicate their intention to make a contribution or
44 designation in accordance with this section, and (2) instructions for
45 payment of any contribution under subdivision (2) of subsection (a) of
46 this section. The commissioner shall include in the instructions
47 accompanying the tax return a description of the purposes for which

48 the Local Education Fund was established.

49 (d) A contribution of all or part of a refund shall be made in the full
50 amount indicated if the refund found due the taxpayer upon the initial
51 processing of the return, and after any deductions required by chapter
52 229 of the general statutes, is greater than or equal to the indicated
53 contribution. If the refund due, as determined upon initial processing,
54 and after any deductions required by said chapter 229, is less than the
55 indicated contribution, the contribution shall be made in the full
56 amount of the refund. The Commissioner of Revenue Services shall
57 subtract the amount of any contribution of all or part of a refund from
58 the amount of the refund initially found due the taxpayer and shall
59 certify (1) the amount of the refund initially found due the taxpayer,
60 (2) the amount of any such contribution, and (3) the amount of the
61 difference to the Secretary of the Office of Policy and Management and
62 the State Treasurer for payment to the taxpayer in accordance with
63 said chapter 229. For the purposes of any subsequent determination of
64 the taxpayer's net tax payment, such contribution shall be considered a
65 part of the refund paid to the taxpayer.

66 (e) The Commissioner of Revenue Services, after notification of and
67 approval by the Secretary of the Office of Policy and Management,
68 may deduct and retain from the moneys collected under subsections
69 (a) to (d), inclusive, of this section an amount equal to the costs of
70 administering this section, but not to exceed four per cent of such
71 moneys collected in any fiscal year. The Commissioner of Revenue
72 Services shall deposit the remaining moneys collected in the Local
73 Education Fund.

74 Sec. 41. (NEW) (a) (1) Any taxpayer filing a return under chapter 208
75 of the general statutes for taxable years commencing on or after
76 January 1, 2000, may contribute all or part of a refund under said
77 chapter 208 to the Local Education Fund established in section 39 of
78 this act, by indicating on the tax return the amount to be contributed to
79 the fund.

80 (2) Any taxpayer filing a return under chapter 208 of the general
81 statutes may contribute an additional amount to the Local Education
82 Fund established in section 39 of this act, by indicating on the tax
83 return the amount to be contributed to the fund. Any contribution
84 made pursuant to this subdivision shall be in addition to the amount
85 of tax reported to be due on such return and shall be paid at the same
86 time as the tax due on such return is paid and in the manner
87 prescribed by the Commissioner of Revenue Services.

88 (b) A contribution or designation made pursuant to this section shall
89 be irrevocable upon the filing of the return. A taxpayer making a
90 contribution or designation pursuant to this subsection shall so
91 indicate on the tax return in a manner provided for by the
92 Commissioner of Revenue Services pursuant to subsection (c) of this
93 section.

94 (c) The Commissioner of Revenue Services shall revise the income
95 tax return form to implement the provisions of subsection (a) of this
96 section. Such form shall include (1) a space on the return in which
97 taxpayers may indicate their intention to make a contribution or
98 designation in accordance with this section, and (2) instructions for
99 payment of any contribution under subdivision (2) of subsection (a) of
100 this section. The commissioner shall include in the instructions
101 accompanying the tax return a description of the purposes for which
102 the Local Education Fund was established.

103 (d) A contribution of all or part of a refund shall be made in the full
104 amount indicated if the refund found due the taxpayer upon the initial
105 processing of the return, and after any deductions required by chapter
106 208 of the general statutes, is greater than or equal to the indicated
107 contribution. If the refund due, as determined upon initial processing
108 and after any deductions required by said chapter 208, is less than the
109 indicated contribution, the contribution shall be made in the full
110 amount of the refund. The Commissioner of Revenue Services shall
111 subtract the amount of any contribution of all or part of a refund from
112 the amount of the refund initially found due the taxpayer and shall

113 certify (1) the amount of the refund initially due the taxpayer, (2) the
114 amount of any such contribution, and (3) the amount of the difference
115 to the Secretary of the Office of Policy and Management and the State
116 Treasurer for payment to the taxpayer in accordance with said chapter
117 208. For the purposes of any subsequent determination of the
118 taxpayer's net tax payment, such contribution shall be considered a
119 part of the refund paid to the taxpayer.

120 (e) The Commissioner of Revenue Services, after notification of and
121 approval by the Secretary of the Office of Policy and Management,
122 may deduct and retain from the moneys collected under subsections
123 (a) to (d), inclusive, of this section an amount equal to the costs of
124 administering this section, but not to exceed four per cent of such
125 moneys collected in any fiscal year. The Commissioner of Revenue
126 Services shall deposit the remaining moneys collected in the Local
127 Education Fund."

128 In line 1782 insert a comma after "34" and strike the first "and" and
129 after "36" and before "shall" insert "and 39 to 41, inclusive,"

130 In line 1784 after 3 strike "and 4" and insert ", 4, 40 and 41,
131 inclusive," in lieu thereof